

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JADYN NEWMAN, an individual, and on behalf	:	
of classes of similarly situated individuals,	:	
	:	
Plaintiff,	:	23-CV-3764 (VEC)
-against-	:	
	:	
AUDIENCEVIEW TICKETING CORPORATION:	:	
AND UNIVERSITYTICKETS.COM, INC.,	:	
	:	
Defendants.	:	

-----X		
RICHARD Z. TOLEDO, an individual, and on	:	
behalf of classes of similarly situated individuals,	:	
	:	
Plaintiff,	:	
-against-	:	23-CV-5626 (VEC)
	:	ORDER
	:	
AUDIENCEVIEW TICKETING	:	
CORPORATION AND	:	
UNIVERSITYTICKETS.COM, INC.,	:	
	:	
Defendants.	:	
-----X		

VALERIE CAPRONI, United States District Judge:

WHEREAS on October 2, 2023, Defendants moved to dismiss the complaint, Dkt. 34;

WHEREAS on October 16, 2023, Plaintiff filed an amended complaint in lieu of
opposing the motion to dismiss, Dkt. 38; and

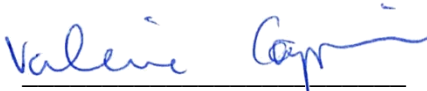
WHEREAS pursuant to Rule 4(E)(i) of the Undersigned's Individual Practices in Civil
Cases, if a Plaintiff elects to amend its pleading in response to a motion to dismiss, the Court will
deny the motion to dismiss as moot.

IT IS HEREBY ORDERED that Defendants' motion to dismiss is DENIED as moot.

The Clerk of Court is respectfully directed to close the open motion at docket entry 34.

SO ORDERED.

Date: October 17, 2023
New York, New York



VALERIE CAPRONI
United States District Judge